

PREVAILED

Roll Call No. _____

FAILED

Ayes _____

WITHDRAWN

Noes _____

RULED OUT OF ORDER

HOUSE MOTION _____

MR. SPEAKER:

I move that Senate Bill 333 be amended to read as follows:

- 1 Page 48, between lines 21 and 22, begin a new paragraph and
- 2 insert:
- 3 "SECTION 4. IC 35-45-5-4 IS AMENDED TO READ AS
- 4 FOLLOWS [EFFECTIVE JULY 1, 2002]: Sec. 4. (a) Except as
- 5 provided in subsection (b), a person who:
- 6 (1) knowingly or intentionally owns, manufactures, possesses,
- 7 buys, sells, rents, leases, repairs, or transports a gambling device,
- 8 or offers or solicits an interest in a gambling device;
- 9 (2) before a race, game, contest, or event on which gambling
- 10 may be conducted, knowingly or intentionally transmits or
- 11 receives gambling information by any means, or knowingly or
- 12 intentionally installs or maintains equipment for the transmission
- 13 or receipt of gambling information; or
- 14 (3) having control over the use of a place, knowingly or
- 15 intentionally permits another person to use the place for
- 16 professional gambling;
- 17 commits promoting professional gambling, a Class D felony.
- 18 (b) Subsection (a)(1) does not apply to a boat manufacturer who:
- 19 (1) transports or possesses a gambling device solely for the
- 20 purpose of installing that device in a boat that is to be sold and
- 21 transported to a buyer; and
- 22 (2) does not display the gambling device to the general public or
- 23 make the device available for use in Indiana.
- 24 (c) When a public utility is notified by a law enforcement agency
- 25 acting within its jurisdiction that any service, facility, or equipment
- 26 furnished by it is being used or will be used to violate this section, it
- 27 shall discontinue or refuse to furnish that service, facility, or

1 equipment, and no damages, penalty, or forfeiture, civil or criminal,
2 may be found against a public utility for an act done in compliance
3 with such a notice. This subsection does not prejudice the right of a
4 person affected by it to secure an appropriate determination, as
5 otherwise provided by law, that the service, facility, or equipment
6 should not be discontinued or refused, or should be restored.

7 **(d) Subsection (a)(1) does not apply to a person who:**

8 **(1) possesses an antique slot machine;**

9 **(2) restricts display and use of the antique slot machine to**
10 **the person's private residence; and**

11 **(3) does not use the antique slot machine for profit.**

12 **(e) As used in this section, "antique slot machine" refers to a**
13 **slot machine that is:**

14 **(1) at least forty (40) years old; and**

15 **(2) possessed and used for decorative, historic, or nostalgic**
16 **purposes."**

17 Renumber all SECTIONS consecutively.

(Reference is to SB 333 as printed February 22, 2002.)

Representative TORR